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# BEYER WEAVER & THOMAS, LLP

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### FACSIMILE COVER SHEET

September 12, 2005

Receiver:

Examiner Tung S. Lau

Group Art Unit 2863

TEL#:

**FAX#:** 

571-273-8300 (central fax)

Sender:

Joseph M. Villeneuve

Our Ref. No.: NWISP049

Re:

U.S. Application No. 10/775,974

Pages Including Cover Sheet(s): 14

#### **MESSAGE:**

#### Examiner Lau:

Attached please find the following documents for filing in the above-referenced application:

- 1. Amendment Transmittal; and
- 2. Response.

Respectfully submitted,

Jeseph M. Villeneuve

Reg. No. 37,460

CONFIDENTIALITY NOTE

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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Khaleel

Attorney Docket No.: NWISP049

Application No.: 10/775,974

Examiner: LAU, TUNG S.

Filed: February 9, 2004

Group: 2863

Title: HISTOGRAM PERFORMANCE COUNTERS FOR USE IN TRANSACTION

LATENCY ANALYSIS

CERTIFICATE OF PACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted by facsimile to fax number 571-273-8300 to the U.S. Patent and Trademark Office on September 12, 2005.

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AMENDMENT TRANSMITTAL

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims After Amendment		Highest Previously Paid For	Present Extra	Small Entity Rate Fee	Large Entity Rate Fee
Total Claims	46	MINUS	46		x 25 =	x 50 = 0
Independent Claims	4	MINUS	4		x 100 =	x 200 = 0
	•			Total	\$	\$0

Applicant(s) hereby petition for a \_\_\_\_\_ month extension(s) of time to respond to the aforementioned Office Action.

Applicant(s) believe that no (additional) Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 500388.

Enclosed is our Check No. \_\_\_\_\_ in the amount of \$\_\_\_\_\_ to cover the additional claim fee and/or extension of time fees.

Please charge the required fees, or any additional fees required to facilitate filing the enclosed response, to Deposit Account No. 500388 (Order No. NWISP049).

Respectfully submitted,

BEYER WEAVER & THOMAS, LLP

Joseph M. Villeneuve Reg. No. 37,460

P.O. Box 70250 Oakland, CA 94612-0250

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**PATENT** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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2005.

Signed: \_\_\_\_\_\_Mia Mitchel

**RESPONSE** 

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

paper.

This communication is submitted in response to the Office Action dated July 6, 2005.

The currently pending claims are reflected in the listing which begins on page 2 of this

Remarks/Arguments begin on page 10 of this paper.